

9-676. ACTION ON PETITION.(A) WHEN DECISION REQUIRED.

WITHIN 90 DAYS FROM THE DATE THE COMPLETE PETITION IS FILED, THE SANITARY COMMISSION SHALL DECIDE ON THE PETITION.

(B) APPLICABLE STANDARD.

IN DECIDING ON A PETITION, THE SANITARY COMMISSION MAY DESIGNATE A SHARED FACILITY AREA IF THE SANITARY COMMISSION FINDS THAT:

(1) THE PROPOSED SHARED FACILITY IS NECESSARY FOR THE PUBLIC HEALTH, SAFETY, AND WELFARE OF THE RESIDENTS OF DORCHESTER COUNTY WHO WOULD BE AFFECTED BY THE PROPOSED SHARED FACILITY; AND

(2) IT IS FEASIBLE:

(I) TO CONSTRUCT THE PROPOSED SHARED FACILITY; AND

(II) TO ESTABLISH THE PROPOSED SHARED FACILITY AREA.

(C) APPEAL FOLLOWING DENIAL.

(1) IF THE SANITARY COMMISSION DENIES THE PETITION, THE PETITIONERS, WITHIN 30 DAYS AFTER THE DENIAL, MAY APPEAL TO THE DORCHESTER COUNTY COMMISSIONERS.

(2) THE DORCHESTER COUNTY COMMISSIONERS:

(I) SHALL DETERMINE WHETHER THE PROPOSED SHARED FACILITY MEETS THE APPLICABLE STANDARDS OF THIS SECTION; AND

(II) MAY AFFIRM, MODIFY, OR REVERSE THE DECISION OF THE SANITARY COMMISSION.

(D) ACTION FOLLOWING APPROVAL.

WHEN A PETITION IS APPROVED BY THE SANITARY COMMISSION OR THE DORCHESTER COUNTY COMMISSIONERS, THE SANITARY COMMISSION SHALL:

(1) ADOPT A RESOLUTION THAT:

(I) PROVIDES FOR CONSTRUCTION OF THE SHARED FACILITY; AND

(II) DESIGNATES THE BOUNDARIES OF THE SHARED FACILITY AREA; AND